UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

ANDREW HOHNS,

Plaintiff,

Civ. No.: 1:19-cv-08654-AT

-V.-

MARINER INVESTMENT GROUP, LLC

Defendant.

PLAINTIFF ANDREW HOHNS' NOTICE OF MOTION TO DISMISS DEFENDANT'S **COUNTERCLAIM**

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law, and upon all prior pleadings and proceedings in this action, Plaintiff Andrew Hohns will move this Court, before the Honorable Analisa Torres, at the Daniel Patrick Moynihan United States Courthouse, Courtroom 15D, 500 Pearl Street, New York New York, for an order dismissing Defendant Mariner Investment Group, LLC's counterclaim (Dkt.# 18), pursuant Federal Rule of Civil Procedure 12(b)(6).

Dated: November 1, 2019

New York, New York

Respectfully submitted,

S / John A. Vassallo, III

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Case 1:19-cv-08654-AT Document 21 Filed 11/01/19 Page 2 of 2

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